

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai (a) and (b) Yes.

(c) Rule 13 of the Rules issued under the Registration Regulation indicates the procedure to be adopted in such cases.

(d) No.

The District Municipalities Bill.

86. ***Mr. K. Sankaralingom Pillai**: Will the Government be pleased to state whether it is their idea to drop the District Municipalities Bill?

Mr. Kayalam Paramesvaran Pillai: No.

Mr. K. Sankaralingom Pillai: At what stage is the Bill now?

Mr. Kayalam Paramesvaran Pillai: It is with the Select Committee of the other House.

Mr. K. Sankaralingom Pillai: How long has it been with them?

Mr. Kayalam Paramesvaran Pillai: It was referred to the Committee on the 22nd May 1935.

Mr. M. N. Paramesvaran Pillai: How many sittings have there been till now of that Select Committee?

Mr. Kayalam Paramesvaran Pillai: They sat for five days from the 26th March 1936.

Mr. M. N. Paramesvaran Pillai: How many Clauses have they got through?

Mr. Kayalam Paramesvaran Pillai: I claim notice.

Capture of Kripanams by the Reserve Police.

87. ***Mr. J. John Kattakayam**: Will the Government be pleased to state:

(a) whether *kripanams* of Sirdar Jaya Singh (K. C. Kuttan) and Sirdar Theja Singh have been taken away by the Reserve Police at Alleppey; and

(b) if so, the reasons therefor?

Mr. R. Pitchu Aiyangar: (a) No.

(b) Does not arise.

Encumbrance certificates granted from Sub-Registrar's Office.

88. ***Mr. G. Narayana Aiyar**: Will the Government be pleased to state:

(a) whether it is a fact that encumbrance certificates granted by the Sub-Registrars to parties on payment of the necessary fees contain a clause (number 3) to the effect that the Sub-Registrar's Office is not responsible for any defects or omissions in the same;

(b) if the answer to part (a) is in the affirmative, under what authority such incomplete certificates are issued ; and

(c) whether they are aware that such incomplete certificates are causing much harm to *bona fide* dealers of immovable property?

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai : (a) Yes.

(b) and (c). The Government are not aware of the issue of any incomplete encumbrance certificates by the Registration Department. If however any such certificates are issued, then it must be the result of *bona fide* oversight on the part of the subordinates who are protected in this respect by Section 80 of the Registration Regulation and Clause 3 of the encumbrance certificate itself.

Mr. G. Narayana Iyer : With reference to answer to part (b) & (c) may I know whether under the Rule 137 the department is not bound to give a certificate containing all the encumbrances?

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai : The department is doing it.

Mr. G. Narayana Aiyar : In view of that fact, may I know wherein lies the necessity for inserting a saving clause as clause 3 wherein they say

“ഈ സംഗതിയിൽ ഫർജിക്കാൻ താൻതന്നെ ശോധനചെയ്തുകൊടുത്ത ശോധന ചെയ്യാനായി വല്ലാത്തയും അയക്കുകയോളം ചെയ്തിട്ടില്ലാത്തതിനാൽ ആവശ്യമായ ശോധന ഈ ഓഫീസിലെ ഒരു ക്ലാർക്കിനോടുകൂടി സൂക്ഷ്മമായി ചെയ്തിരിക്കുന്നു എന്നാൽ ഈ സാക്ഷ്യവിവരത്തിൽ അടങ്ങിയ ശോധനഫലത്തിന്റെ കാര്യത്തിൽ ഈ ഓഫീസിൽനിന്നു യാതൊരുസംഗതിവശാലും ഉത്തരവാദിയായിരിക്കുന്നതല്ല.

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai : There may be *bona fide* oversight and the officers should not be held responsible for such omissions.

Mr. G. Narayana Aiyar : May I know whether such exemption is granted in the case of copies issued either from civil courts or criminal courts.?

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai : In the case of judgments and records there is no possibility of any mistake occurring by oversight. But in the case of encumbrance certificates a number of old records have to be examined and it is quite possible that mistakes may creep in, not wilfully or intentionally. There may be *bona fide* oversight and that is why this clause is put in to protect the officers.

Mr. G. Narayana Aiyar : May I know when the rule specifically imposes the department to issue a certificate free from all encumbrances why any exemption should be granted which would result in serious hardship to the public ?

Rao Bahadur Rajyasevanirata Dr. N. Kunjan Pillai : The rule is there and everything possible is being done. Where there is any doubt the parties are also allowed to search the records and find out any inaccuracy or omission.

Parking of Rikshas on public roads.

89. ***Mr. J. John Kattakayam :** Will the Government be pleased to state :

(a) whether there is any law regarding the parking of *rikshas* on public roads in towns ;

(b) whether the police has at any time prohibited the parking of *rikshas* in any part of the Kottayam town ;

(c) if so, the reasons therefor ;

(d) whether the authorities have received any complaints about this from the *riksha-wallahs* ; and

(e) if so, whether the complaints have been remedied ?

Mr. R. Pitchu Aiyangar : (a) No.

(b) No.

(c) Does not arise.

(d) No.

(e) Does not arise.

Officers in the Excise Department.

90. ***Mr. Tariatu Kunjitomman :** Will the Government be pleased to lay on the table a statement, by caste, of officers in the Excise Department drawing a pay of Rs. 50 and over ?

Mr. C. O. Madhavan : *A statement furnishing the required information is laid on the table.

Examination results of the Arts and Science Colleges.

91. ***Mr. J. John Kattakayam :** (1) Will the Government be pleased to lay on the table a statement showing the annual percentage of passes of students of the Arts and Science Colleges, Trivandrum, for the last twelve years ?

(2) Will they be pleased to state ;

(a) the reason why the failure of Intermediate students of the Arts College is much heavier than that of the Science College every year ; and

(b) whether an English text is being completely taught even within two years ?

Mr. G. V. Chandrasekharan : (1) The †statement asked for is placed on the table.

*Vide Appendix III—page 335

†Vide Appendix IV—page 336 and 337,